

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS

NAVY SEALS 1-26, et al.,

Plaintiffs,

v.

JOSEPH R. BIDEN, JR., in his official capacity as
President of the United States, et al.,

Defendants.

Case No. 4:21-cv-01236-O

DEFENDANTS' NOTICE OF FILING IN COURT OF APPEALS

As the Court is aware, the “Fifth Circuit has ordered the parties to provide supplemental briefing on the issue of mootness.” Jan. 4, 2023 Order, ECF No. 213. Given those developments, this Court “direct[ed] the parties to file those briefs in this case on the same timeline set by the Circuit.” *Id.* Pursuant to that Order, Defendants respectfully submit a copy of the brief that was submitted today in the United States Court of Appeals for the Fifth Circuit on the issue of mootness.

Dated: January 27, 2023

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on January 27, 2023, I electronically filed the foregoing paper with the Clerk of Court using this Court's CM/ECF system, which will notify all counsel of record of such filing.

/s/ Zachary A. Avallone

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